IN THE HIGH COURT OF UTTARANKHAND
AT NAINITAL

Writ Petition No. 1077 (S/S) of 2007

Smt. Sushma Rawat W/o Shri Ranjeet Singh Rawat
R/o Assistant Teacher, Primary School, Mazra, 01 Raipur
District- Dehradun ------- Petitioner

Versus

Additional District Education Officer (Basic), district Dehradun
------- Respondent

Hon'ble M.M. Ghildiyal, J.

Heard Sri Ravi Babulkar, learned counsel for the petitioner and Sri N.P. Shah, learned Standing Counsel State of Uttarakhand for the respondents.

By means of this writ petition, the petitioner has challenged the impugned order dated 22.06.2007, by which the petitioner has been adjusted from Primary School Mazra, 01 Raipur, Dehradun to Primary School, Mallawala, Vikasnagar.

This order has been assailed by the petitioner mainly on three grounds. First, that within a short period of 18 months, petitioner has been two times attached/adjusted by the respondent. Second that out of her 15 years service career, the petitioner has served for 13 and more years in Durgam and Ati Durgam places and now by the impugned order, the petitioner has again been adjusted in a Durgam place and last is that other teachers, who are working in the said institution for more than 10 years, have not been disturbed by the respondents.

Learned counsel for the petitioner has alleged that considering all these circumstances, petitioner should not have been transferred.

Considering the circumstances aforesaid, I deem it fit and proper to direct the petitioner to make a representation, raising all her grievances, to the Additional District Education Officer (Basic), Dehradun within a period of 10 days from today and the Additional District Education Officer (Basic), Dehradun is also directed to decide the representation of the petitioner by a speaking order on all the grounds raised by the petitioner within a period of two weeks from the date of production of a certified copy of this order along with the representation, if any, before him.

Till 12th September, 2007 or till the representation is decided by Additional District Education Officer (Basic), Dehradun whichever is earlier, the petitioner shall not be relieved from the present place of posting, in case she has not already been relieved.

With this direction, the writ petition is finally disposed of. All the pending application stand disposed of.

(M.M. Ghildiyal, J.)

16.08.2007
VKS